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Doc. 329974

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                                   |   |                     |
|-----------------------------------|---|---------------------|
| In re patent application of:      | ) | Before the Examiner |
| Thomas Zdeblick et al.            | ) | Julian W. Woo       |
|                                   | ) |                     |
| Application Serial No. 10/644,252 | ) | Group Art Unit 3731 |
|                                   | ) |                     |
| Filed August 20, 2003             | ) | Ref. No. PC242.38/  |
|                                   | ) | 4002-3378           |
|                                   | ) |                     |
| INTERBODY FUSION DEVICE AND       | ) | February 3, 2005    |
| METHOD FOR RESTORATION OF         | ) |                     |
| NORMAL SPINAL ANATOMY             | ) |                     |

*Enter this  
amendment.  
JMN  
4-1-05*

**SUPPLEMENTAL RESPONSE TO FINAL OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

In response to the final Office Action dated October 4, 2004, please enter and consider the following amendments and remarks. Applicant's attorney has requested in a separate paper that the date for responding to the non-final Office Action be extended one (1) month, up to and including February 4, 2005. The statutory fee of \$120.00 under 37 C.F.R. §1.17(a) for this extension request is enclosed herewith. Additionally, please provide any necessary extensions of time and charge any additional fees that may be due to Deposit Account No. 23-3030, but not to include payment of issue fees.

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

February 3, 2005

Date of Deposit

Brad A. Schepers

Name of Registered Representative

Signature

February 3, 2005

Date of Signature